

David Spears, Esq.

Reed M. Keefe, Esq.

**SPEARS & IMES LLP**

767 3<sup>rd</sup> Avenue

New York, NY 10017

(212) 213-6996

dspears@spearsimes.com

rkeefe@spearsimes.com

*Attorneys admitted pro hac vice for Intervenor American Medical Collection Agency, Inc.*

Michael Poreda, Esq.

**LYDECKER**

1 Evertrust Plaza, Suite 701

Jersey City, NJ 07302

(201) 676-7692

mporeda@lydecker.com

*Local Counsel for Intervenor American Medical Collection Agency, Inc.*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

**IN RE: AMERICAN MEDICAL  
COLLECTION AGENCY, INC.,  
CUSTOMER DATA SECURITY  
BREACH LITIGATION**

THIS DOCUMENT RELATES TO:

All actions

Case No. 2:19-md-02904-MCA-MAH

Hon. Judge Madeline Cox Arleo

Hon Mag. Judge Michael A. Hammer

Motion Day: December 4, 2023

**NOTICE OF APPEAL PURSUANT TO  
LOCAL CIVIL RULE 72.1**

**TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

**PLEASE TAKE NOTICE** that Intervenor American Medical Collection Agency (“AMCA”) will move before this Court at Martin Luther King Building & United States Courthouse, 50 Walnut Street, Newark, NJ 07102, on December 4, 2023, to appeal, pursuant to Local Civil Rule 72.1(c), the non-dispositive order of October 16, 2023 by Magistrate Judge Michael A. Hammer [Dkt No. 586].

**PLEASE TAKE FURTHER NOTICE** that AMCA will rely upon the attached Memorandum of Law;

**PLEASE TAKE FURTHER NOTICE** that AMCA is filing this motion under temporary seal pursuant to Local Civil Rule 5.3(c)(4) out of an abundance of caution to the rights of LabCorp to keep certain documents it alleges are confidential out of public access.

**PLEASE TAKE FURTHER NOTICE** that LabCorp has until November 13, 2023 to file a motion to permanently seal any or all parts of this motion; and

**PLEASE TAKE FURTHER NOTICE** that pursuant to the Court's text order of October 25, 2023 [Dkt. No. 599] any opposition must be filed by November 20, 2023, and any reply thereto must be filed by December 3, 2023.

Respectfully submitted,

**LYDECKER**

By: \_\_\_\_\_



Michael Poreda

Dated: October 30, 2023